FILED
3rd JUDICIAL DISTRICT COURT
Dona Ana County
11/12/2020 3:06 PM
DAVID S. BORUNDA
CLERK OF THE COURT
Josephina Gomez

STATE OF NEW MEXICO COUNTY OF DONA ANA THIRD JUDICIAL DISTRICT COURT

ADRIAN EDGAR ALVARADO,

Plaintiff,

V. CaseNo. CV 2020-2386

Judge

COUNTRYCREST PROPERTIES, ET AL

Manuel I. Arrieta

Defendant.

# ORDER REQUIRING SCHEDULING REPORTS, A DISCOVERY PLAN, EXPERT WITNESS DISCLOSURE, AND LIMITING STIPULATIONS TO ENLARGE TIME FOR RESPONSIVE PLEADINGS

#### IT IS SO ORDERED:

- A. Plaintiff shall serve a copy of this order on each defendant with the summons and complaint and file a certificate of such service. Parties other than plaintiffs who assert claims against others who have not been served with this order shall serve a copy of this order on those against whom they assert claims with the pleading asserting such claims and shall file a certificate of such service.
- B. Within sixty (60) calendar days after the initial pleading is filed, parties of record shall file a scheduling report with copies to opposing parties and the assigned judge. Parties shall confer and are encouraged to file a Joint Scheduling Report, LR3-Form 2.12 NMRA for Track A or LR3-Form 2.13 for Tracks Band C, or, if they cannot agree, file an individual Scheduling Report, LR3-Form 2.13 NMRA. See copies of forms attached hereto.
- C. Any party who enters an appearance in the case more than sixty (60) calendar days after the filing of the initial pleading shall file a scheduling report within ten (10) business days and deliver a copy to the assigned judge.

# **Exhibit C**

- D. If all parties are not of record within sixty (60) calendar days of the filing of the initial pleading, the party making claims against the absent parties (*Plaintiff for Defendants, Third-Party Plaintiffs for Third-Party Defendants, etc.*) shall, within five (5) business days after the sixtieth (60<sup>ht</sup>) day, file and serve parties of record and deliver to the assigned judge, a written explanation why the case is not at issue and how much time is needed before the case will be at issue. The notice shall be titled "Delay in Putting the Matter at Issue."
- E. Counsel or parties who do not have attorneys may not stipulate to an enlargement of time greater than fourteen (14) calendar days for the filing of a responsive pleading without a motion and order. The motion shall state with particularity the reason(s) an enlargement is in the best interests of the parties. A copy of the motion and stipulation shall be delivered to all parties as well as counsel. The enlargement requested shall be for a specified time.
- F. When all parties have been joined and the case is at issue, the parties shall immediately notify in writing the assigned judge and the alternative dispute resolution coordinator.
- G. If appropriate, the court will refer this matter to settlement facilitation under Part VI of the Local
   Rules of the Third Judicial District Court.
- H. Within seventy-five (75) calendar days from the date the initial pleading is filed, or fifteen (15) calendar days after the parties alert the Court that the case is at issue, the parties shall either:
  - (I) stipulate to a discovery plan and file the stipulation with the court, or
  - (2) request a hearing to establish a discovery plan pursuant to Paragraph F of Rule 1-026 NMRA.
  - (3) In the absence of a stipulated discovery plan or a timely request from a party for a hearing to establish a discovery plan, the following plan shall go into effect:

    Within one hundred (I 00) calendar days after the initial pleading was filed or fifteen (15) calendar days after a party has entered the suit, whichever is the later date, each party shall provide to all other parties:
    - a. The name and, if known, the address and telephone number of each individual likely to have discoverable information relevant to disputed issues raised by the pleadings, identifying the subjects of the information;

- b. A copy of, or a description by category and location of, all documents, data compilations, and tangible things in the possession, custody, or control of the party that are relevant to disputed issues raised by the pleadings;
- c. A computation of any category of damages claimed by the disclosing party, providing copies or making available for inspection and copying the documents or other evidentiary materials and medical records and opinions, not privileged or protected from disclosure, on which such computation is based, including materials bearing on the nature and extent of injuries suffered;
- d. For inspection and copying, any insurance agreement under which any person carrying on an insurance business may be liable to satisfy part or all of a judgment which may be entered in the action or to indemnify or reimburse for payments made to satisfy the judgment;
- e. If the medical condition of a party is at issue, such party shall give a medical release authorization to opposing parties. The parties shall confer regarding the nature and extent of the release and stipulate, if possible. If the parties cannot agree, each party shall file a memorandum with a proposed medical release authorization advocating that party's proposed form to the court. A copy of the memorandum and proposed form shall be delivered to the assigned judge. Rule 1-007.1 NIMRA shall apply.
- I. Pursuant to Rule 1-026(E) NMRA, parties shall reasonably supplement discovery required in Subparagraphs (3)(a) through (e) of Paragraph Hof this Order.
- J. Intent to Call Expert Witness Disclosure. All parties shall exchange a "Notice ofIntent to Call Expert Witness(es)" listing the names, addresses and phone numbers for all anticipated experts, including a brief summary of the subject matter of each witness' testimony. If an expert has not yet been identified by a party, the parties must list the specialized area(s) in which an expert is anticipated to be retained and a brief summary of the areas or issues on which the expert is expected to testify.

With respect to each expert listed, all parties are to observe their continuing duty to timely supplement discovery and shall further abide by the requirements of Section 8 of the attachment to the Rule 16(B) Scheduling Order.

DISTRICT COURT JUDGE

Delivered to Plaintiff on Nov. 12, 2020

David S. Borunda Clerk of the District Court



Josie A. Gomez - deputy

LR3-Form 2.12

Supreme Court Approved August 6, 2004

STATE OF NEW MEXICO COUNTY OF DONA ANA THIRDJUDICIAL DISTRICT COURT

Plaintiff

vs.

NO.: D-307-CV Judge:

Defendant

#### JOINT SCHEDULING REPORT STIPULATING TO TRACK A

Come now all the parties to this case, (by their counsel of record) and stipulate as follows:

- 1 The court has subject matter and personal jurisdiction, and venue is proper.
- 2 This case is appropriate for assignment to Track A
- 3 The parties do not intend to amend the pleadings or file dispositive motions
- 4 All parties will be ready for trial by \_\_\_\_\_\_\_(no more than six (6) months from filing of complaint)
- 5 Witness lists will be exchanged and filed forty-five (45) days before trial
- 6 Discovery limited to interrogatories, requests for production and admission and no more than two (2) depositions per party.
- All parties and counsel will either (a) select a facilitator by agreement of the parties, or

  (b) request the court's ADR coordinator to select a facilitator and will engage in a

  settlement conference within ninety (90) days from the date of the filing of the complaint.

  The parties may move for enlargement of time for the settlement conference for good

  cause shown The parties shall share the facilitator's fee, if any, equally.

8.	Exhibits: exch	anged at	least fifteen (15)	days before trial.	
	This Gury	6	12 nonjury	) matter will take	hours to try.
9.	-			licts which show good ca	-
10	 				
SUBM	MITTED BY:				
Name Attorn Addre	•				
Teleph	none Number				
Name Attorn Addre	*				
Teleph	none Number				
			ailed, delivered c	E OF MAILING  r faxed a copy to the assi	
			Signature		

LR3-Form 2.13. (	's) Goint) scheduling report.
STATE OF NEW MEXICO COUNTY OF DONA ANA THIRD JUDICIAL DISTRICT	COURT
	, Plaintiff
vs.	NO.: D-307-CV Judge:
	, Defendant
(	'S) (JOINT) SCHEDULING REPORT
Why:	igned to Track
4. Significant legal issue	es, if any:
	ly known (defendant's, plaintiffs, etc.):
6 . Settlement[I] [We] have[I] [WeJhave the case[I][We] need	sufficient information to evaluate the case. · provided sufficient information for opposing parties to evaluate the following information fromto evaluate the
evaluate the case:	the following discovery to obtain information sufficient to
cannot be obtained info	Explain why such information rmally without formal discovery:
	e scheduled a settlement conference on,20
[I] [We] requ	est that this not be referred to facilitation because:
The possibility of settl	lement is good fair poor

7.	Discovery:	
		months to complete discovery. (Attach discovery
		r setting a discovery conference if wanted) If any party
	requests a discovery conference	· · · · · · · · · · · · · · · · · · ·
	The party submitting this sched	uling report intends to do the following discovery:
	(If this is a joint scheduling rep	oort, each party shall answer this question.)
	[Plaintiff] [Defendant] intends	
8.	[I] [We] estimate that trial will	take court days to try-
9.		able for trial due to the following conflicting court settings
		liately following the time you estimate discovery will be
1.0	completed)	
10	o. Supulations:	<del></del> 
11	l. Other:	
SUBM	MITTED BY:	
	6	
	of party:	·
Attorne Addres	•	
Addres		
Teleph	none Number	
1		
	of party:	
Attorne Addra	·	_
Addres	88.	
Teleph	none Number	
	CEF	RTIFICATE OF MAILING
LIEDI	EDV CEDERVA (I '1 1 1 1 1	
		vered or faxed a copy to the assigned judge and each party y of
or caci	n party's attorney on the da	y 0120
		Signature

FILED
3rd JUDICIAL DISTRICT COURT
Dona Ana County
12/1/2020 10:42 AM
DAVID S. BORUNDA
CLERK OF THE COURT
Gloria Lerma

# STATE OF NEW MEXICO THIRD JUDICIAL DISTRICT COURT DONA ANA COUNTY, NEW MEXICO

Adrian Edgar Alvarado,	§
PLAINTIFF,	§ §
VS.	\$ D-307-CV-2020-02386 \$ Cause No.:
COUNTRYCREST PROPERTIES AND, PINNACLE MANAGEMENT GROUP, LLC,	§ Arrieta, Manuel I. §
DEFENDANTS.	§ §

## SUMMONS STATE OF NEW MEXICO

Third Judicial District Court of Dona Ana County, New Mexico 201 W. Picacho Ave., Las Cruces, NM 88005 (575) 437-7310

To: COUNTRYCREST PROPERTIES, through its organizer, Alan M. Chastine, 1804 Wyoming, Las Cruces, NM 88001.

#### **GREETINGS:**

# TO THE ABOVE NAMED DEFENDANT(S): Take notice that:

- 1. A lawsuit has been filed against you. A copy of the lawsuit is attached. The Court issued this Summons.
- 2. You must respond to this lawsuit in writing. You must file your written response with the Court no later than thirty (30) days from the date you are served with this Summons. (The date you are considered served with the Summons is determined by Rule 1-004 NMRA) The Court's address is listed above.
- 3. You must file (in person or by mail) your written response with the Court. When you file your response, you must give or mail a copy to the person who signed the lawsuit.

SUMMONS PAGE 1 OF 2

- 4. If you do not respond in writing, the Court may enter judgment against you as requested in the lawsuit.
- 5. You are entitled to a jury trial in most types of lawsuits. To ask for a jury trial, you must request one in writing and pay a jury fee.
- 6. If you need an interpreter, you must ask for one in writing.
- 7. You may wish to consult a lawyer. You may contact the State Bar of New Mexico for help finding a lawyer at www.nmbar.org; 1-800-876-6227; or 1-505-797-6066.

John P. Valdez JOHN P. VALDEZ

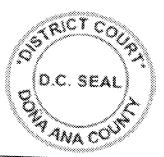
DAVIE & VALDEZ P.C.
1801 N. Stanton
El Paso, Texas 79902
(915) 838-1100
State Bar No. 27116
iohn@dvinlawyers.com

JAMES B. KENNEDY, JR.
JAMES KENNEDY, PLLC
6216 Gateway Blvd. East
El Paso, Texas 79905
(915) 544-5200
State Bar No. 8280
james@kennedyworksforyou.com

WITNESS the Honorable Arrieta, Manuel I., District Judge of the Thir Judicial District Court of the State of New Mexico, and the seal of the District Court of Don Ana County, this 12th day of Nov, 2020.	ird na
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David S. Borunda Clerk

By /s/ Josephina Gomez
Deputy



THIS SUMMONS IS ISSUED PURSUANT TO RULE 1-004 NMRA OF THE NEW MEXICO RULES OF CIVIL PROCEDURE FOR DISTRICT COURTS.

# RETURN'

STATE OF NEW MEXICO )
COUNTY OF DONA ANA
I, being duly sworn, on oath, state that I am over the age of eighteen (18) years and not a party to this lawsuit, and that I served this summons in Dona has county on the with day of attached, in the following manner:
(check one box and fill in appropriate blanks)
[] to the defendant (used when defendant accepts a copy of summons and complaint or refuses to accept the summons and complaint)
service is by mail or commercial courier service). service is by mail or commercial courier service).
After attempting to serve the summons and complaint on the defendant by personal service or by mail or commercial courier service, by delivering a copy of this summons, with a copy of complaint attached, in the following manner:
the usual place of abode of defendant
business or employment of the defendant and by mailing by first class mail to the defendant at (insert defendant is business address) and by mailing the summons and known mailing address).  [] to, the person apparently in charge at the actual place of business or employment of the defendant at (insert defendant at (insert defendant is last known mailing address).
[] to EMMITT, an agent authorized to receive service of process for defendant Country cress Properties.
[] to

[] to	(name of person),
corporation or an association subject to trustees, the State of New Mexico or any p	ervice. Use this alternative when the defendant is
Signature of person making service  ROCES SERVER  Title (if any)	
Subscribed and sworn to before me this	30 day of Nov
authorized to administer oaths  Official title	LILLIAN C. PAYAN Ny Nolary ID is 10192696 Explice October 29, 2022

#### **USE NOTE**

- 1. Unless otherwise ordered by the court, this return is not to be filed with the court prior to service of the summons and complaint on the defendant.
- 2. If service is made by the sheriff or a deputy sheriff of a New Mexico county, the signature of the sheriff or deputy sheriff need not be notarized. [Adopted effective August 1, 1988; as amended by Supreme Court Order No. 05-8300-001, effective March 1, 2005; by Supreme Court Order No. 07-8300-016, effective August 1, 2007; as amended by Supreme Court Order No. 12-8300-026, effective for all cases filed or pending on or after January 7, 2013; as amended by Supreme Court Order No. 13-8300-022, effective for all cases pending or filed on or after December 31, 2013.]

FILED
3rd JUDICIAL DISTRICT COURT
Dona Ana County
12/1/2020 10:42 AM
DAVID S. BORUNDA
CLERK OF THE COURT
Gloria Lerma

# STATE OF NEW MEXICO THIRD JUDICIAL DISTRICT COURT DONA ANA COUNTY, NEW MEXICO

ADRIAN EDGAR ALVARADO,	§
Plaintiff,	§ §
VS.	\$ D-307-CV-2020-02386 \$ Cause No.:
COUNTRYCREST PROPERTIES AND, PINNACLE MANAGEMENT GROUP, LLC,	\$ \$ \$ \$
Defendants.	\$ \$ \$

# SUMMONS STATE OF NEW MEXICO

Third Judicial District Court of Dona Ana County, New Mexico 201 W. Picacho Ave., Las Cruces, NM 88005 (575) 437-7310

To: PINNACLE MANAGEMENT GROUP, LLC, through its registered agent, Alan M. Chastine, 1804 Wyoming, Las Cruces, NM 88001.

#### **GREETINGS:**

# TO THE ABOVE NAMED DEFENDANT(S): Take notice that:

- 1. A lawsuit has been filed against you. A copy of the lawsuit is attached. The Court issued this Summons.
- 2. You must respond to this lawsuit in writing. You must file your written response with the Court no later than thirty (30) days from the date you are served with this Summons. (The date you are considered served with the Summons is determined by Rule 1-004 NMRA) The Court's address is listed above.
- 3. You must file (in person or by mail) your written response with the Court. When you file your response, you must give or mail a copy to the person who signed the lawsuit.

SUMMONS PAGE 1 OF 2

- 4. If you do not respond in writing, the Court may enter judgment against you as requested in the
- 5. You are entitled to a jury trial in most types of lawsuits. To ask for a jury trial, you must request one in writing and pay a jury fee.
- 6. If you need an interpreter, you must ask for one in writing.
- 7. You may wish to consult a lawyer. You may contact the State Bar of New Mexico for help finding a lawyer at www.nmbar.org; 1-800-876-6227; or 1-505-797-6066.

John P. Valdez

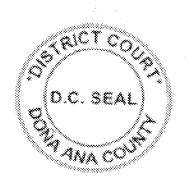
JOHN P. VALDEZ DAVIE & VALDEZ P.C. 1801 N. Stanton El Paso, Texas 79902 (915) 838-1100 State Bar No. 27116

iebu@dymlawyers.com

JAMES B. KENNEDY, JR. JAMES KENNEDY, PLLC 6216 Gateway Blvd. East El Paso, Texas 79905 (915) 544-5200 State Bar No. 8280

iames@kennedyworksforyon.com

WITNESS the Honorable Arrieta, Manuel I., District Judge of the Third Judicial District Court of the State of New Mexico, and the seal of the District Court of Dona Ana County, this 12th day of November, 2020.



David S. Borunda Clerk /s/ Josephina Gomez By Deputy

THIS SUMMONS IS ISSUED PURSUANT TO RULE 1-004 NMRA OF THE NEW MEXICO RULES OF CIVIL PROCEDURE FOR DISTRICT COURTS.

# RETURN'

STATE OF NEW MEXICO )
COUNTY OF DONA ANA )
I, being duly sworn, on oath, state that I am over the age of eighteen (18) years and not a party to this lawsuit, and that I served this summons in the lawsuit, and that I served this summons in the lawsuit, and that I served this summons in the lawsuit, and that I served this summons in the lawsuit, and that I served this summons in the lawsuit, and that I served this summons in lawsuit l
(check one box and fill in appropriate blanks)
[] to the defendant (used when defendant accepts a copy of summons and complaint or refuses to accept the summons and complaint)
[] to the defendant by [mail] [courier service] as provided by Rule 1-004 NMRA (used when service is by mail or commercial courier service).
After attempting to serve the summons and complaint on the defendant by personal service or by mail or commercial courier service, by delivering a copy of this summons, with a copy of complaint attached, in the following manner:
the usual place of abode of defendant
business or employment of the defendant and by mailing by first class mail to the defendant at (insert defendant's business address) and by mailing the summons and known mailing address).  (insert defendant at (insert defendant's last
to Emmitty, an agent authorized to receive service of process for defendant PINNACLE MANAGEMENT GROUP, LLC
[] to

[] to	_ (name of person),
(title of person authorized to receive se	·
corporation or an association subject to trustees, the State of New Mexico or any pe	_ (name of person), rvice. Use this alternative when the defendant is a a suit under a common name, a land grant board o olitical subdivision).
Fees:	
Signature of person making service POCESS SERVER Title (if any)	-
Subscribed and sworn to before me this 30	2 day of NOV 2020
Judge, notary or other officer	
authorized to administer oaths	
Notary Official title	ULLIAN C. PAVAN S. 247 : My Nobry ID 8 10192000 S.W.S. Explice October 29, 2022

# **USE NOTE**

- 1. Unless otherwise ordered by the court, this return is not to be filed with the court prior to service of the summons and complaint on the defendant.
- 2. If service is made by the sheriff or a deputy sheriff of a New Mexico county, the signature of the sheriff or deputy sheriff need not be notarized. [Adopted effective August 1, 1988; as amended by Supreme Court Order No. 05-8300-001, effective March 1, 2005; by Supreme Court Order No. 07-8300-016, effective August 1, 2007; as amended by Supreme Court Order No. 12-8300-026, effective for all cases filed or pending on or after January 7, 2013; as amended by Supreme Court Order No. 13-8300-022, effective for all cases pending or filed on or after December 31, 2013.]

STATE OF NEW MEXICO
THIRD JUDICIAL DISTRICT COURT
DONA ANA COUNTY, NEW MEXICO

FILED
3rd JUDICIAL DISTRICT COURT
Dona Ana County
12/21/2020 1:40 PM
DAVID S. BORUNDA
CLERK OF THE COURT
Ashley Barreras

Adrian Edgar Alvarado,

Plaintiff,

S

Vs.

Cause No.: D-307-CV-2020-02386

Judge Manuel I. Arrieta

LQ 1555, LLC,

Defendant.

S

Defendant.

#### SUMMONS STATE OF NEW MEXICO

Third Judicial District Court of Dona Ana County, New Mexico 201 W. Picacho Ave., Las Cruces, NM 88005 (575) 437-7310

To: LQ 1555 LLC, through its registered agent, NM Asset Services, LLC, 223 N. Guadalupe #229, Santa Fe, NM 87501.

#### **GREETINGS:**

# TO THE ABOVE NAMED DEFENDANT(S): Take notice that:

- 1. A lawsuit has been filed against you. A copy of the lawsuit is attached. The Court issued this Summons.
- 2. You must respond to this lawsuit in writing. You must file your written response with the Court no later than thirty (30) days from the date you are served with this Summons. (The date you are considered served with the Summons is determined by Rule 1-004 NMRA) The Court's address is listed above.
- 3. You must file (in person or by mail) your written response with the Court. When you file your response, you must give or mail a copy to the person who signed the lawsuit.

SUMMONS PAGE 1 OF 2

- 4. If you do not respond in writing, the Court may enter judgment against you as requested in the lawsuit.
- 5. You are entitled to a jury trial in most types of lawsuits. To ask for a jury trial, you must request one in writing and pay a jury fee.
- 6. If you need an interpreter, you must ask for one in writing.
- 7. You may wish to consult a lawyer. You may contact the State Bar of New Mexico for help finding a lawyer at www.nmbar.org; 1-800-876-6227; or 1-505-797-6066.

<u>Coger C. Davie</u>

ROGER C. DAVIE
JOHN P. VALDEZ
DAVIE & VALDEZ P.C.
1801 N. Stanton
El Paso, Texas 79902
(915) 838-1100
State Bar No. 3754
State Bar No. 27116
roger@davievaldez.com
john@davievaldez.com

JAMES B. KENNEDY, JR.

JAMES KENNEDY, PLLC
6216 Gateway Blvd. East
El Paso, Texas 79905
(915) 544-5200
State Bar No. 8280
iames@kennedvworksforyou.com

WITNESS the Honorable Arrieta, Manuel I.	, District Judge of the Third
Judicial District Court of the State of New Mexico, and Ana County, this 77h day of Dec , 2020.	the seal of the District Court of Dona
	Davis S. Borunda
	Clerk
	By /s/ Josephina Gomez
	Deputy

Summons Page 2 of 2



THIS SUMMONS IS ISSUED PURSUANT TO RULE 1-004 NMRA OF THE NEW MEXICO RULES OF CIVIL PROCEDURE FOR DISTRICT COURTS.

### RETURN<sup>1</sup>

STATE OF NEW MEXICO )
COUNTY OF <b>Dona Ána</b> )
I, being duly sworn, on oath, state that I am over the age of eighteen (18) years and not a party to this lawsuit, and that I served this summons in Saurafe county on the Roth day of DECEMBER, 2020, by delivering a copy of this summons, with a copy of complaint attached, in the following manner:
(check one box and fill in appropriate blanks)
[] to the defendant (used when defendant accepts a copy of summons and complaint or refuses to accept the summons and complaint)
to the defendant by mail [courier service] as provided by Rule 1-004 NMRA (used when service is by mail or commercial courier service).
After attempting to serve the summons and complaint on the defendant by personal service or by mail or commercial courier service, by delivering a copy of this summons, with a copy of complaint attached, in the following manner:
a person over fifteen (15) years of age and residing at the usual place of abode of defendant
complaint.
to, the person apparently in charge at the actual place of business or employment of the defendant and by mailing by first class mail to the defendant at (insert defendant's business address) and by mailing the summons and
complaint by first class mail to the defendant at (insert defendant's last known mailing address).
[] to, an agent authorized to receive service of process for defendant
[] to

[] to	(name of person),
	receive service. Use this alternative when the defendant is a subject to a suit under a common name, a land grant board of
trustees, the State of New Mexic	o or any political subdivision).
Fees:	
415	
Signature of person mak	ing service
Title (if any)	
Subscribed and sworn to before	me this 19th day of Dec. JO20
All Ctay-	
Judge, notary or other officer	
authorized to administer oaths	A CONTRACT My Noway ID V 10192588
Notary	Frances October 23, 2022
Official title /	
	USE NOTE

- 1. Unless otherwise ordered by the court, this return is not to be filed with the court prior to service of the summons and complaint on the defendant.
- 2. If service is made by the sheriff or a deputy sheriff of a New Mexico county, the signature of the sheriff or deputy sheriff need not be notarized. [Adopted effective August 1, 1988; as amended by Supreme Court Order No. 05-8300-001, effective March 1, 2005; by Supreme Court Order No. 07-8300-016, effective August 1, 2007; as amended by Supreme Court Order No. 12-8300-026, effective for all cases filed or pending on or after January 7, 2013; as amended by Supreme Court Order No. 13-8300-022, effective for all cases pending or filed on or after December 31, 2013.]

#### COMPLETE THIS SECTION ON DELIVERY SENDER COMPLETE THIS SECTION A. Signature ■ Complete items 1, 2, and 3. Agent Agent Print your name and address on the reverse ☐ Addressee so that we can return the card to you. by (Printed Name) C. Date of Delivery M Attach this card to the back of the mallpiece. 12/16/2020 or on the front if space permits. Ves 1. Article Addressed to: D. Is delivery address different from item 1? If YES, enter delivery address below: □ No LQ 1555, LLC ATTN: NM ASSET SERVICES, LLC 223 N. GUADALUPE #229 SANTA FE, NEW MEXICO 87501 C. DAVIE: 0-307-CV-2020-02386 З. Service Type ☐ Priority Mail Express® ☐ Adult Signature ☐ Adult Signature Restricted Delivery ☑ Certified Mail® ☐ Registered Mail™ Registered Mail Restricted Delivery 9590 9402 6192 0220 0567 26 ☐ Signature Confirmation™ Certified Mail Restricted Delivery Collect on Delivery Collect on Delivery Restricted Delivery C Signature Confirmation 2 Article Number (Transfer from service Johal) Restricted Delivery ☐ Insured Mail ☐ Insured Mail Restricted Delivery (over \$500) 7016 0910 0001 0996 6212 PS Form 3811, July 2020 PSN 7530-02-000-9053 Domestic Return Receipt

US Postalistelaviae (OBSANGIBANNALIO SIEO BISH น้ำ تل "Fer Wil 87501 Sente 1996 Certified Mail Fee Extra Servicos & Fees (check box, add see acopyrighte) 0097 ☐ Return Receipt (nardcopy)
☐ Return Receipt (electronic) Ó 0001 \$0.00 Osrtified Mail Flostricted Delivery L. OO. Postmark [] Adult Signature Required Actuit Signature Restricted Delivery S Here \$0\*UT Postage \$1.20 S Total Postage and Fees / . 60 12/14/2020 NEW MEXICO

FILED
3rd JUDICIAL DISTRICT COURT
Dona Ana County
12/21/2020 1:40 PM
DAVID S. BORUNDA
CLERK OF THE COURT
Ashley Barreras

STATE OF NEW MEXICO
THIRD JUDICIAL DISTRICT COURT
COUNTY OF DONA ANA, NEW MEXICO

§
§
§
§
§
§ Cause No.: D-307-CV-2020-02386
§ THE HONORABLE MANUEL I. ARRIETA
§
§
§
<b>§</b>

#### **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on the 16th day of December, 2020, Plaintiff's Amended Original Complaint and a copy of the Summons were served upon Defendant LQ 1555, LLC.

Respectfully submitted,

**D**AVIE & VALDEZ **P.C.** 1801 N. Stanton El Paso, Texas 79902 (915) 838-1100

<u>Coger C. Davie</u>

ROGER C. DAVIE State Bar No.: 3754 roger@davievaldez.com

JOHN P. VALDEZ State Bar No.: 27116 roger@davievaldez.com

JAMES KENNEDY, PLLC 6216 Gateway Blvd. East El Paso, Texas 79905 (915) 544-5200

JAMES B. KENNEDY, JR.
State Bar No.: 8280
james@kennedyworksforyou.com

#### **CERTIFICATE OF SERVICE**

I, John P. Valdez, do hereby certify that on this 21th day of December 2020, I electronically transmitted the foregoing document to the Clerk of Court using the ECF system of filing, which will transmit a Notice of Electronic Filing to all counsel of record.

Roger C. Davie
Roser C. Davie